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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
ORIGINALY FILED

In re: Application of:

Applicants: McKeon, et al.

Application No: 09/538,106

Filed: March 29, 2000

For: *Cell Regulatory Genes, Encoded  
Proteins, and Uses Related Thereto*

Examiner: TBA

Art Unit: 1643

Attorney Docket No. HMV-038.02  
(19788-3802)

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CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Customer Corrections Branch, Commissioner for Patents, Washington, D.C. 20231, on May 6, 2002.

*Terrill Williams*  
Terrill Williams

REQUEST FOR CORRECTED FILING RECEIPT

Customer Corrections Branch  
Commissioner for Patents  
Washington, DC 20231

Sir:

Please make the following corrections in the formal Filing Receipt, a copy of which is enclosed and marked in red for your convenience, for the above-identified patent application:

In the "Title" Section:

The title that now reads "Cell regulatory genes, encoded products, and uses related thereto" should be changed to Cell regulatory genes, encoded proteins, and uses related thereto.

Should there be any questions concerning this request, the Examiner is invited to contact the undersigned at (617) 832-1242.

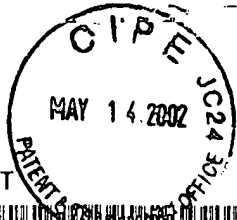
Respectfully Submitted,

*Anita Varma*

Anita Varma  
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Date: May 6, 2002

**Customer No: 25181**  
Patent Group  
Foley, Hoag & Eliot LLP  
One Post Office Square  
Boston, MA 02109-2170

Tub  
Tay

## FILING RECEIPT



\*OC000000005160383\*

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark OfficeAddress: ASSISTANT SECRETARY AND  
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Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/538,106	03/29/2000	1643	0	HMV-038.02	42	14	6

Patent Group  
Foley Hoag & Eliot LLP  
One Post Office Square  
Boston, MA 02109-2170RECEIVED  
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Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Frank McKeon, Residence Not Provided;  
Annie Yang, Residence Not Provided;  
Massimo Loda, Residence Not Provided;  
Christopher Crum, Residence Not Provided;

## Continuing Data as Claimed by Applicant

THIS APPLICATION IS A CIP OF 09/174,493 10/15/1998  
WHICH CLAIMS BENEFIT OF 60/087,216 05/29/1998  
WHICH CLAIMS BENEFIT OF 60/062,076 10/15/1997

## Foreign Applications

If Required, Foreign Filing License Granted 06/06/2000

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## Title

proteins  
Cell regulatory genes, encoded products, and uses related thereto

JUN 09 2000

PATENT DEPT.  
DOCKETING

## Preliminary Class

435

Data entry by : HINES, BRENDA

Team : OIPE

Date: 06/06/2000



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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

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No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231



## UNITED STATES PATENT AND TRADEMARK OFFICE



FILE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/538.106	03/29/2000	Frank McKeon	HMV-038.02

25181  
FOLEY HOAG LLP  
PATENT GROUP  
155 SEAPORT BOULEVARD  
BOSTON, MA 02110

CONFIRMATION NO. 7239



\*OC000000008288197\*


Date Mailed: 06/14/2002

## RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

## Title of Invention

In response to your request for a corrected Filing Receipt, the Office cannot comply with your request because:

- ☐ The articles such as "a," "an", and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- ☐ The words "new," "improved," "improvement of," "improvement in", or "improvement relating to" are not included as the first words in the title of an application because a patent application is, by nature, a new idea or improvement. See MPEP 606.
- ☐ The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- ☐ Superscript and subscript are not possible. These characters will appear on the same line.
- ☐ The title appears on the filing receipt in sentence case for publication in the Annual Index of Patents.
- ☒ The title of the invention was captured as provided by applicant on the first page of the specification. An amendment is needed to make this change.

  
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